

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION

No. 7:19-CV-108-FL

PHILIP SCOTT, *on behalf of himself and* )  
*all others similarly situated* )

Plaintiff, )

v. )

J&K DRYWALL, INC. *d/b/a K&J* )  
*Constructions, Framing and Hanging,* )  
JAMES D. MALLOY, III, FRANCES )  
MALLOY, COLLINS & WRIGHT, INC. )  
and BALFOUR BEATTY )  
CONSTRUCTION, LLC. )

Defendants. )

ORDER

The court has been advised that the parties have settled all matters in controversy among them. Therefore, this matter is DISMISSED subject to the right of any party to file a motion to reopen the case should settlement not be consummated within 45 days hereof. **The parties are directed to file their Stipulation of Dismissal with Prejudice on or before January 3, 2020.**

As there appears to be no further reason at this time to maintain the file as an open one for statistical purposes, this case is removed from the active docket.

SO ORDERED, this 19<sup>th</sup> day of November, 2019.



LOUISE W. FLANAGAN  
United States District Judge